

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

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U.S. DISTRICT COURT  
SAN JUAN, P.R.  
CIVIL NO. 98-2381 (RLA)

FREDDIE LEON MALDONADO et al.,

Plaintiffs,

v.

MUNICIPALITY OF YAUCO et al.,

Defendants.

**MINUTES AND ORDER OF INITIAL SCHEDULING CONFERENCE**  
**HELD ON JANUARY 27, 2000**

The parties appeared before the undersigned in chambers for a Status Conference on January 27, 2000, from 4:00 p.m. to 5:00 p.m. GERARDO SANTIAGO-PUIG, ESQ., represented plaintiffs. LUIS E. PABON-ROCA, ESQ. and GILDREN CARO PEREZ, ESQ., appeared on behalf of MUNICIPALITY OF YAUCO.

**EXPERT ENGINEER'S REPORT**

After a brief discussion of the problems that arose concerning the previous two Court appointments of expert engineers<sup>1</sup> to carry out an inspection of the town's ramps and facilities which plaintiffs claim are not in compliance with the ADA, and the Court having ensured that MR. EMILIANO RUIZ was available at this time and able to accept the appointment,<sup>2</sup> it is

HEREBY ORDERED that EMILIANO H. RUIZ, M.S.C.E., is hereby APPOINTED to carry out an inspection of all the sites and facilities in the town of Yauco which plaintiffs allege are in violation of ADA requirements.

<sup>1</sup> See docket Nos. 38 and 42.

<sup>2</sup> Plaintiffs' counsel confirmed Mr. Ruiz' availability via phone at the Court's directive.

(43) no

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IT IS FURTHER ORDERED that Eng. RUIZ shall issue a report of his findings no later than March 31, 2000, which report shall be filed by plaintiffs no later than April 3, 2000.<sup>3</sup>

IT IS FURTHER ORDERED that the parties' briefs regarding the applicability of the ADA regulations to the alleged violations shall be filed no later than April 28, 2000.<sup>4</sup>

#### DISCOVERY

In order to move the case along in light of the inordinate delays to date, the Court established the following discovery schedule:

#### Depositions

2/28/00	FREDDIE DE LEON, plaintiff
2/29/00	NOEL CRUZ ORENGO, assemblyman
2/29/00	GLORIA ESCOBAR, head of advocacy group
3/06/00	MARIA NIEVES, government inspector
3/20/00	DR. EVELYN RIVERA, plaintiff's treating physician <sup>5</sup>
3/20/00	DR. JORGE BAEZ, plaintiff's treating physician
3/23-24	MAYOR OF YAUCO and ASSEMBLY PRESIDENT

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<sup>3</sup> Courtesy copy shall be provided to chambers.

<sup>4</sup> Courtesy copy shall be provided to chambers.

<sup>5</sup> Plaintiffs' counsel shall furnish defendants with copy of Mr. Maldonado's medical records from Dr. Rivera's and Dr. Baez' office on or before March 20, 2000.

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1 3/27/00 DR. TESILUZ VEGA TORRENTINI, psychiatrist, plaintiffs'  
2 expert witness<sup>6</sup>

3 Other Discovery Deadlines

4 3/31/00 Deadline for defendants to identify expert witness(es),  
5 if any

6 4/14/00 Deadline for defendants' psychiatrist to evaluate  
7 plaintiff, if desired

8 4/28/00 Deadline for defendants' expert witness(es)' report(s)

9 5/15/00 Deadline to complete all discovery


10 5/31/00 Deadline to submit dispositive motion to opposing counsel  
11 in accordance with Standing Order

12 6/09/00 Settlement Conference at 3:00 p.m.  
13

14  
15 IT IS FURTHER ORDERED that in light of the above revisions to the  
16 trial schedule, the PRETRIAL/SETTLEMENT CONFERENCE scheduled for February  
17 10, 2000 at 3:30 p.m., as well as the JURY TRIAL set for for February 24,  
18 2000, are hereby VACATED.

19 IT IS SO ORDERED.

20 San Juan, Puerto Rico, this 3<sup>rd</sup> day of February, 2000.

21  
22   
23 RAYMOND L. ACOSTA  
24 United States District Judge  
25

26  
<sup>6</sup> Plaintiff shall provide DR. VEGA TORRENTINI'S expert report to  
defendants on or before February 28, 2000.